



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB2765

by Rep. Brandon W. Phelps

#### SYNOPSIS AS INTRODUCED:

30 ILCS 605/7c

625 ILCS 5/3-806

625 ILCS 5/3-815

from Ch. 95 1/2, par. 3-806

from Ch. 95 1/2, par. 3-815

Amends the Illinois Vehicle Code. Provides that surcharges collected and deposited into the State Police Vehicle Fund for registration of motor vehicles, autocycles, motorcycles, motor driven cycles, and pedalcylces shall be for the acquisition of vehicles for enforcement of traffic laws and promotion of safety of highways, roads, and streets. Makes a conforming change in the State Property Control Act. Effective immediately.

LRB100 00328 SLF 10332 b

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The State Property Control Act is amended by  
5 changing Section 7c as follows:

6 (30 ILCS 605/7c)

7 Sec. 7c. Acquisition of State Police vehicles. The State  
8 Police Vehicle Fund is created as a special fund in the State  
9 treasury. The Fund shall consist of fees received pursuant to  
10 Sections 3-806, 3-815, and ~~Section~~ 16-104c of the Illinois  
11 Vehicle Code. All moneys in the Fund, subject to appropriation,  
12 shall be used by the Department of State Police:

13 (1) for the acquisition of vehicles for that  
14 Department, including vehicles for enforcement of traffic  
15 laws and promotion of safety of highways, roads, and  
16 streets; or

17 (2) for debt service on bonds issued to finance the  
18 acquisition of vehicles for that Department.

19 (Source: P.A. 94-839, eff. 6-6-06.)

20 Section 10. The Illinois Vehicle Code is amended by  
21 changing Sections 3-806 and 3-815 as follows:

1 (625 ILCS 5/3-806) (from Ch. 95 1/2, par. 3-806)  
 2 Sec. 3-806. Registration Fees; Motor Vehicles of the First  
 3 Division. Every owner of any other motor vehicle of the first  
 4 division, except as provided in Sections 3-804, 3-804.01,  
 5 3-804.3, 3-805, 3-806.3, 3-806.7, and 3-808, and every second  
 6 division vehicle weighing 8,000 pounds or less, shall pay the  
 7 Secretary of State an annual registration fee at the following  
 8 rates:

9 SCHEDULE OF REGISTRATION FEES

10 REQUIRED BY LAW

11 Beginning with the 2010 registration year

12 Annual Fee

13 Motor vehicles of the first division other  
 14 than Autocycles, Motorcycles, Motor  
 15 Driven Cycles and Pedalcycles \$98

16  
 17 Autocycles 68

18  
 19 Motorcycles, Motor Driven  
 20 Cycles and Pedalcycles 38

21 A \$1 surcharge shall be collected in addition to the above  
 22 fees for motor vehicles of the first division, autocycles,  
 23 motorcycles, motor driven cycles, and pedalcycles to be  
 24 deposited into the State Police Vehicle Fund for acquisition of  
 25 vehicles for enforcement of traffic laws and promotion of

1 safety of highways, roads, and streets.

2 All of the proceeds of the additional fees imposed by  
3 Public Act 96-34 shall be deposited into the Capital Projects  
4 Fund.

5 A \$2 surcharge shall be collected in addition to the above  
6 fees for motor vehicles of the first division, autocycles,  
7 motorcycles, motor driven cycles, and pedalcycles to be  
8 deposited into the Park and Conservation Fund for the  
9 Department of Natural Resources to use for conservation  
10 efforts. The monies deposited into the Park and Conservation  
11 Fund under this Section shall not be subject to administrative  
12 charges or chargebacks unless otherwise authorized by this Act.  
13 (Source: P.A. 97-412, eff. 1-1-12; 97-811, eff. 7-13-12;  
14 97-1136, eff. 1-1-13; 98-463, eff. 8-16-13; 98-777, eff.  
15 1-1-15.)

16 (625 ILCS 5/3-815) (from Ch. 95 1/2, par. 3-815)

17 Sec. 3-815. Flat weight tax; vehicles of the second  
18 division.

19 (a) Except as provided in Section 3-806.3 and 3-804.3,  
20 every owner of a vehicle of the second division registered  
21 under Section 3-813, and not registered under the mileage  
22 weight tax under Section 3-818, shall pay to the Secretary of  
23 State, for each registration year, for the use of the public  
24 highways, a flat weight tax at the rates set forth in the  
25 following table, the rates including the \$10 registration fee:

## SCHEDULE OF FLAT WEIGHT TAX

## REQUIRED BY LAW

Gross Weight in Lbs. Including Vehicle and Maximum Load	Class	Total Fees each Fiscal year
8,000 lbs. and less	B	\$98
8,001 lbs. to 12,000 lbs.	D	138
12,001 lbs. to 16,000 lbs.	F	242
16,001 lbs. to 26,000 lbs.	H	490
26,001 lbs. to 28,000 lbs.	J	630
28,001 lbs. to 32,000 lbs.	K	842
32,001 lbs. to 36,000 lbs.	L	982
36,001 lbs. to 40,000 lbs.	N	1,202
40,001 lbs. to 45,000 lbs.	P	1,390
45,001 lbs. to 50,000 lbs.	Q	1,538
50,001 lbs. to 54,999 lbs.	R	1,698
55,000 lbs. to 59,500 lbs.	S	1,830
59,501 lbs. to 64,000 lbs.	T	1,970
64,001 lbs. to 73,280 lbs.	V	2,294
73,281 lbs. to 77,000 lbs.	X	2,622
77,001 lbs. to 80,000 lbs.	Z	2,790

Beginning with the 2010 registration year a \$1 surcharge shall be collected for vehicles registered in the 8,000 lbs. and less flat weight plate category above to be deposited into the State Police Vehicle Fund for acquisition of vehicles for enforcement of traffic laws and promotion of safety of

1 highways, roads, and streets.

2 Beginning with the 2014 registration year, a \$2 surcharge  
3 shall be collected in addition to the above fees for vehicles  
4 registered in the 8,000 lb. and less flat weight plate category  
5 as described in this subsection (a) to be deposited into the  
6 Park and Conservation Fund for the Department of Natural  
7 Resources to use for conservation efforts. The monies deposited  
8 into the Park and Conservation Fund under this Section shall  
9 not be subject to administrative charges or chargebacks unless  
10 otherwise authorized by this Act.

11 All of the proceeds of the additional fees imposed by this  
12 amendatory Act of the 96th General Assembly shall be deposited  
13 into the Capital Projects Fund.

14 (a-1) A Special Hauling Vehicle is a vehicle or combination  
15 of vehicles of the second division registered under Section  
16 3-813 transporting asphalt or concrete in the plastic state or  
17 a vehicle or combination of vehicles that are subject to the  
18 gross weight limitations in subsection (a) of Section 15-111  
19 for which the owner of the vehicle or combination of vehicles  
20 has elected to pay, in addition to the registration fee in  
21 subsection (a), \$125 to the Secretary of State for each  
22 registration year. The Secretary shall designate this class of  
23 vehicle as a Special Hauling Vehicle.

24 (a-5) Beginning January 1, 2015, upon the request of the  
25 vehicle owner, a \$10 surcharge shall be collected in addition  
26 to the above fees for vehicles in the 12,000 lbs. and less flat

1 weight plate categories as described in subsection (a) to be  
 2 deposited into the Secretary of State Special License Plate  
 3 Fund. The \$10 surcharge is to identify vehicles in the 12,000  
 4 lbs. and less flat weight plate categories as a covered farm  
 5 vehicle. The \$10 surcharge is an annual, flat fee that shall be  
 6 based on an applicant's new or existing registration year for  
 7 each vehicle in the 12,000 lbs. and less flat weight plate  
 8 categories. A designation as a covered farm vehicle under this  
 9 subsection (a-5) shall not alter a vehicle's registration as a  
 10 registration in the 12,000 lbs. or less flat weight category.  
 11 The Secretary shall adopt any rules necessary to implement this  
 12 subsection (a-5).

13 (b) Except as provided in Section 3-806.3, every camping  
 14 trailer, motor home, mini motor home, travel trailer, truck  
 15 camper or van camper used primarily for recreational purposes,  
 16 and not used commercially, nor for hire, nor owned by a  
 17 commercial business, may be registered for each registration  
 18 year upon the filing of a proper application and the payment of  
 19 a registration fee and highway use tax, according to the  
 20 following table of fees:

21 MOTOR HOME, MINI MOTOR HOME, TRUCK CAMPER OR VAN CAMPER

22 Gross Weight in Lbs.	Total Fees
23 Including Vehicle and	Each
24 Maximum Load	Calendar Year
25 8,000 lbs and less	\$78
26 8,001 Lbs. to 10,000 Lbs	90

1	10,001 Lbs. and Over	102
2	CAMPING TRAILER OR TRAVEL TRAILER	
3	Gross Weight in Lbs.	Total Fees
4	Including Vehicle and	Each
5	Maximum Load	Calendar Year
6	3,000 Lbs. and Less	\$18
7	3,001 Lbs. to 8,000 Lbs.	30
8	8,001 Lbs. to 10,000 Lbs.	38
9	10,001 Lbs. and Over	50

10 Every house trailer must be registered under Section 3-819.

11 (c) Farm Truck. Any truck used exclusively for the owner's  
 12 own agricultural, horticultural or livestock raising  
 13 operations and not-for-hire only, or any truck used only in the  
 14 transportation for-hire of seasonal, fresh, perishable fruit  
 15 or vegetables from farm to the point of first processing, may  
 16 be registered by the owner under this paragraph in lieu of  
 17 registration under paragraph (a), upon filing of a proper  
 18 application and the payment of the \$10 registration fee and the  
 19 highway use tax herein specified as follows:

20 SCHEDULE OF FEES AND TAXES

21	Gross Weight in Lbs.		Total Amount for
22	Including Truck and		each
23	Maximum Load	Class	Fiscal Year
24	16,000 lbs. or less	VF	\$150
25	16,001 to 20,000 lbs.	VG	226
26	20,001 to 24,000 lbs.	VH	290

1	24,001 to 28,000 lbs.	VJ	378
2	28,001 to 32,000 lbs.	VK	506
3	32,001 to 36,000 lbs.	VL	610
4	36,001 to 45,000 lbs.	VP	810
5	45,001 to 54,999 lbs.	VR	1,026
6	55,000 to 64,000 lbs.	VT	1,202
7	64,001 to 73,280 lbs.	VV	1,290
8	73,281 to 77,000 lbs.	VX	1,350
9	77,001 to 80,000 lbs.	VZ	1,490

10       In the event the Secretary of State revokes a farm truck  
11 registration as authorized by law, the owner shall pay the flat  
12 weight tax due hereunder before operating such truck.

13       Any combination of vehicles having 5 axles, with a distance  
14 of 42 feet or less between extreme axles, that are subject to  
15 the weight limitations in subsection (a) of Section 15-111 for  
16 which the owner of the combination of vehicles has elected to  
17 pay, in addition to the registration fee in subsection (c),  
18 \$125 to the Secretary of State for each registration year shall  
19 be designated by the Secretary as a Special Hauling Vehicle.

20       (d) The number of axles necessary to carry the maximum load  
21 provided shall be determined from Chapter 15 of this Code.

22       (e) An owner may only apply for and receive 5 farm truck  
23 registrations, and only 2 of those 5 vehicles shall exceed  
24 59,500 gross weight in pounds per vehicle.

25       (f) Every person convicted of violating this Section by  
26 failure to pay the appropriate flat weight tax to the Secretary

1 of State as set forth in the above tables shall be punished as  
2 provided for in Section 3-401.

3 (Source: P.A. 97-201, eff. 1-1-12; 97-811, eff. 7-13-12;  
4 97-1136, eff. 1-1-13; 98-463, eff. 8-16-13; 98-882, eff.  
5 8-13-14.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.